DOCKET NO: A2000-700810

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Neil Rasmussen et al.

Serial No.:

10/038,106

Filing Date:

January 2, 2002 ADJUSTABLE SCALABLE RACK POWER SYSTEM AND METHOD

For: Examiner:

A. Estrada

Art Unit:

2831

Confirmation No.:

5385

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that a copy of the following documents in the above-identified patent application (total - 38 pages including cover sheet) are being facsimile transmitted to OFFICE OF PETITIONS, Commissioner for Patents, at the number 571-273-0025, on the 18th day of May, 2008.

Thomas M. Sullivan, Esq. (Reg. No. 39,392)

OFFICE OF PETITIONS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 **FAX RECEIVED**

MAY 1 8 2005

OFFICE OF PETITIONS

INFORMATION DISCLOSURE STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. §1.114.

No fee or certification is required.

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PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

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Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

Neil Rasmussen et al., Applicants

Rv.

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Date: May 18, 2005

6173957070

Date of

FORM PTO-1449/A and B (Modified)	APPLICATION NO.: 10/038,106		ATTY. DOCKET NO.: A2000-700810	
INFORMATION DISCLOSURE	FILING DATE:	January 2, 2002	CONFIRMATION NO.: 5385	
STATEMENT BY APPLICANT	APPLICANT: Neil Rasmussen et al.			
	GROUP ART UNIT: 2831		EXAMINER:	A. Estrada
Sheet 1 of 1				

U.S. PATENT DOCUMENTS Date of Publication or of issuc Name of Patentee or Applicant of Cited of Cited Document U.S. Patent Document Cite Examiner's Document MM-DD-YYYY Kind No. Initials Number Code 12/07/1999 Caveney, et al. 5,998,732 A1 08/13/2002 Bl Molek 6,431,501 A2

Foreign Patent Document

Foreign Patent Document

Name of Patentec or Applic

Examiner's Initials	Cite No.	Foreign Patent Document			Name of Patentec or Applicant of Cited Document	Publication of	Translation (Y/N)
		Office/ Country	Number	Kind Code	1 Character	Cited Document MM-DD-YYYY	
						 	

OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translat (Y/N	
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				<u> </u>

EXAMINER	DATE CONSIDERED

#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*a copy of this reference is not provided either because it was previously cited by or submitted to the office in a prior application, Serial No. ___, filed ___, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications) or because a copy of this reference need not be provided as the reference is a published U.S. Patent or U.S. Patent application and the present application was filed after June 30, 2003.

[NOTE - Must provide a copy of any patent, publication, other information listed, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]